

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WISCONSIN

Same Day Processing, Inc.;
44 North Lists LLC;
Right Donor Builders PDM LLC; and
The Free USA, LLC

Plaintiffs/Counterclaim Defendants

vs.

Gabriel Franck

Defendant/Counterclaim Plaintiff

vs.

Thomas Datwyler

Third Party Defendant.

Civil No. 23-731

**DECLARATION OF THOMAS
DATWYLER IN SUPPORT OF
PLAINTIFFS/COUNTERCLAIM
DEFENDANTS AND THIRD-PARTY
DEFENDANT'S MOTION TO
DISQUALIFY**

I, Thomas Datwyler, declare as follows:

1. I am the President and a shareholder of Plaintiff Same Day Processing, Inc. ("SDP"). I have personal knowledge of the matters set forth in this declaration and if called as a witness, I could and would testify competently to them under oath.

2. Eckberg Lammers provided legal counsel to SDP in connection with various corporate and employment matters. SDP has not consented to Eckberg Lammers' representation of Defendant Gabriel Franck in this action.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 21, 2024



Thomas Datwyler